

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x 08 Civ. 00339  
CEBASTIAN SICHIQUI AND SONIA SINCHE,  
his wife, PER QUOD,

- against -

**CLERK'S CERTIFICATE**

202 GRANDVIEW ESTATES, LLC and MOSHE JUNGER d/b/a 202 GRANDVIEW ESTATES, LLC,

Defendant.

-----x

I, J. MICHAEL MCMAHON, Clerk of the United States District Court for the Southern District of New York, do hereby certify that this action commenced on January 15, 2008 with the filing of a summons and complaint, a copy of the summons and complaint was served on defendants by serving 202 GRANDVIEW ESTATES, LLC and MOSHE JUNGER d/b/a 202 GRANDVIEW ESTATES, LLC, on January 30, 2008 by Secretary of State and a proof of such service thereof was filed on February 12, 2008.

I further certify that the docket entries indicate that the defendants have not filed an answer or otherwise moved with respect to the complaint herein. The default of the defendant is hereby noted.

Dated: New York, New York

April 19, 2008

**J. MICHAEL MCMAHON**  
Clerk of the Court

By: \_\_\_\_\_  
Deputy Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x  
CEBASTIAN SICHIQUI AND SONIA SINCHE,  
his wife, PER QUOD,

08 Civ. 00339

- against -

202 GRANDVIEW ESTATES, LLC and MOSHE  
JUNGER d/b/a 202 GRANDVIEW ESTATES, LLC,

**AFFIRMATION FOR  
JUDGMENT BY DEFAULT**

Defendant.

-----x  
STATE OF NEW YORK )  
                      )  
                      ) ss.:  
COUNTY OF NEW YORK )

GARY R. NOVINS, ESQ., being duly sworn, deposes and says:

1. I am a member of the Bar of this Court and am associated with the firm of GINARTE, O'DWYER, GONZALEZ & WINOGRAD, LLP, attorneys for plaintiffs in the above-entitled action and I am familiar with all the facts and circumstances in this action.

2. I make this affirmation pursuant to Rule 55.1 and 55.2(a) of the Civil Rules for the Southern District of New York, in support of plaintiff's application for the entry of a default judgment against defendant.

3. This is an action to recover \$5,000,679.33 against defendants' for severe and permanent injuries sustained by Plaintiff on July 25, 2007. None of the defendants are infants, in the military, nor an incompetent person.

4. Jurisdiction of the subject matter is based on 28 U.S.C. 1332 diversity of citizenship and that the matter in controversy exceeds the sum of \$75,000.00.

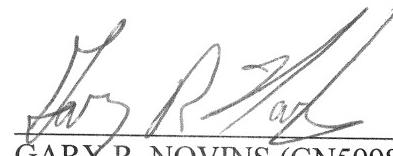
5. This action having been commenced on January 15, 2008 by the filing of the Summons and Complaint, and a copy of the Summons and Complaint having been served on the

defendants, 202 GRANDVIEW ESTATES, LLC and MOSHE JUNGER d/b/a 202 GRANDVIEW ESTATES, LLC, on January 30, 2008 by Secretary of State and a proof of service having been filed on February 12, 2008 and the defendant not having answered the Complaint, and the time for answering the Complaint having expired.

6. This action seeks judgment for the liquidated amount of \$5,000,000, plus costs and disbursements of this action, in the amount of \$679.33 for a total as of April 15, 2008 of \$5,000,679.33, as shown by the annexed Statement, which is justly due and owing, and no part of which has been paid except as therein set forth.

WHEREFORE, plaintiffs requests the entry of Default and the entry of the annexed Judgment against defendants.

Dated: New York, New York  
April 15, 2008



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GARY R. NOVINS (GN5998)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x  
CEBASTIAN SICHIQUI AND SONIA SINCHE,  
his wife, PER QUOD,

08 Civ. 00339

Plaintiff,

- against -

**DEFAULT JUDGMENT**

202 GRANDVIEW ESTATES, LLC and MOSHE  
JUNGER d/b/a 202 GRANDVIEW ESTATES, LLC,

Defendant.

-----x

This action having been commenced on January 15, 2008 by the filing of the Summons and Complaint, and a copy of the Summons and Complaint having been served on the defendants, 202 GRANDVIEW ESTATES, LLC and MOSHE JUNGER d/b/a 202 GRANDVIEW ESTATES, LLC, on January 30, 2008 by Secretary of State and a proof of service having been filed on February 12, 2008 and the defendant not having answered the Complaint, and the time for answering the Complaint having expired, it is

ORDERED, ADJUDGED AND DECREED: That the plaintiff have judgment against defendant in the liquidated amount of \$5,000,000.00 plus costs and disbursements of this action in the amount of \$679.33 amounting in all to \$5,000,679.33.

Dated: New York, New York

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U.S.D.J.

This document was entered on the docket  
on \_\_\_\_\_.

# EXHIBIT “A”

Date	Received From/Paid To	Che#	General	Bld	Trust					
Entry#	Explanation	Rcpt#	Rcpts	Disbs	Fees	Inv#	Acc	Rcpts	Disbs	Balance
666	Sichiqui, Sebastian									
600489	(D/A: 07/25/2007)									
Oct 3/2007	ROIS			21.39						
	24710 Inv# 165820 Sebastian Sichiqui -									
	File# 600489									
Oct 24/2007	Guillermo Ginarte			10.04						
	24943 Photos									
Jan 2/2008	iod incorporated			126.40						
	25381 Inv# Q052-WCM-344201, Sebastian									
	Sichiqui- File# 600489									
Jan 2/2008	UNITED STATES DISTRICT			350.00						
	25415 Sebastian Sichiqui, File# 600489									
	(Filing Fee for Complaint)									
Feb 20/2008	AMERICAN CLERICAL SERVICE			15.75						
	25747 Invoice dated 02-01-2008 Acct#G13110									
Feb 20/2008	AMERICAN CLERICAL SERVICE			15.75						
	25766 Invoice dated 02-01-2008 Acct#G13110									
Mar 12/2008	GOTHAM PROCESS SERVICE, INC.			140.00						
	25912 Work tkth# 537771 & 537772									

UNBILLED					BILLED					BALANCES					
TOTALS	CHE	+	RECOV	+	FEES	=	TOTAL	DISBS	+	FEES	+	TAX	- RECEIPTS	= A/R	TRUST
PERIOD	679.33		0.00		0.00		679.33	0.00		0.00		0.00	0.00	0.00	0.00
END DATE	679.33		0.00		0.00		679.33	0.00		0.00		0.00	0.00	0.00	0.00

UNBILLED					BILLED					BALANCES					
FIRM TOTALS	CHE	+	RECOV	+	FEES	=	TOTAL	DISBS	+	FEES	+	TAX	- RECEIPTS	= A/R	TRUST
PERIOD	679.33		0.00		0.00		679.33	0.00		0.00		0.00	0.00	0.00	0.00
END DATE	679.33		0.00		0.00		679.33	0.00		0.00		0.00	0.00	0.00	0.00

## REPORT SELECTIONS

Report: Client Ledger  
 Layout Template: All  
 Requested by: Gabriela Tapia  
 Finished: Thursday, April 10, 2008 at 03:34:55 PM  
 Date Range: ALL DATES  
 Matters: 600489  
 Clients: All  
 Major Clients: All  
 Responsible Lawyer: All  
 Client Intro Lawyer: All  
 Assigned Lawyer: All  
 Type of Law: All  
 Matters Sort By: Default  
 New Page for Each Lawyer: No  
 New Page for Each Matter: No  
 Totals Only: No  
 Consolidate Payments: No  
 No Activity Date: Dec 31/2199  
 Select From: Active, Inactive Matters  
 Include Corrected Entries: No  
 Show Check # on Paid Payables: No  
 Ver: 7.10b

Firm Totals Only: No  
 Entries Shown - Billed Only: No  
 Entries Shown - Disbursements: Yes  
 Entries Shown - Receipts: Yes  
 Entries Shown - Trust: Yes  
 Entries Shown - Time or Fees: Yes  
 Working Lawyer: No  
 Incl. Matters with Retainer Bal: No  
 Incl. Matters with Neg Unbld Disb: No  
 Show Interest: No  
 Trust Account: All  
 Show Client Address: No  
 Show Trust Summary by Account: No